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8 DEPARTMENT OF STATE

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 UNITED STATES DEPARTMENT OF) CASE NO. 19-cv-04094-HSG
STATE,)
13 Plaintiff,) FURTHER STIPULATION AND [PROPOSED]
14 v.) ORDER MODIFYING CASE SCHEDULE
15 BRUCE OWEN and ALEXANDRA OWEN,)
16 Defendants.)
17 _____)

18 Plaintiff United States Department of State (“Plaintiff”) and defendants Bruce Owen and
19 Alexandra Owen (“Defendants”), by and through their undersigned counsel, hereby STIPULATE and
20 respectfully REQUEST that the Court modify the schedule in this action due to General Order No. 72-3,
21 which vacates the current trial date, as well as continued work disruptions due to the COVID-19 virus.

22 On March 19, 2020, the Court entered the parties’ stipulation to modify the case schedule due to
23 work disruptions and absences in light of COVID-19. ECF No. 26. The modification involved
24 extending five upcoming deadlines, including the deadline to exchange opening expert reports, which
25 was extended to April 24, 2020. *Id.* Trial remained scheduled for August 24, 2020. *Id.*

26 On April 23, 2020, Plaintiff filed an administrative motion explaining that while Plaintiff and
27 Defendants had agreed that the Court should extend the case schedule in light of further work
28 disruptions due to COVID-19, they disagreed about how far. ECF No. 27. Plaintiff moved to extend all

1 deadlines by five weeks. *Id.* On April 24, 2020, the Court granted Plaintiff's motion, which extended
 2 the deadline to exchange opening expert reports to May 29, 2020 and the trial to September 28, 2020.
 3 ECF No. 28.

4 On May 21, 2020, the United States District Court, Northern District of California, issued
 5 General Order No. 72-3, which vacated all civil jury trial dates through September 30, 2020. General
 6 Order No. 72-3 affects the instant action because the parties' jury trial is set to begin on September 28,
 7 2020. The parties also continue to be affected by work disruptions caused by the COVID-19 virus,
 8 which has affected Plaintiff's expert's ability to conduct a site visit to assess the fair market rental value
 9 of the property at issue in this case by the current deadline of May 29, 2020. Nothing in this stipulation
 10 waives Defendants' rights to object to any discovery, including a site visit, for any valid reason.

11 For these reasons, Plaintiff and Defendants stipulate and respectfully request that the Court
 12 modify the case schedule in this action as follows:

Event	Deadline
Exchange Opening Expert Reports	May 29, 2020 <u>July 10, 2020</u>
Exchange Rebuttal Expert Reports	June 12, 2020 <u>July 24, 2020</u>
Deadline to Complete ADR	July 9, 2020 <u>August 20, 2020</u>
Close of Expert and Fact Discovery	July 9, 2020 <u>August 20, 2020</u>
Dispositive Motion Hearing Deadline	August 20, 2020 <u>Oct. 1, 2020</u> , at 2:00 p.m.
Pretrial Conference	Sept. 15, 2020 <u>Oct. 27, 2020</u> , at 3:00 p.m.
Jury Trial (5 Days)	Sept. 28, 2020 <u>Nov. 9, 2020</u> , at 8:30 a.m.

20 SO STIPULATED.

21 Respectfully submitted,

22 DAVID L. ANDERSON
 23 United States Attorney

24 Dated: May 28, 2020

25 By: /s/ Savith Iyengar
 26 SAVITH IYENGAR
 Assistant United States Attorney
 Attorneys for Plaintiff

27 By: **/s/ Daniel Berko
 28 DANIEL BERKO
 Attorney for Defendants

** Pursuant to Civ. L.R. 5-1(i)(3), the filer of the document
 has obtained approval from this signatory.

[PROPOSED] ORDER

IT IS HEREBY ORDERED that the parties' schedule in this action is modified as follows:

Event	Deadline
Exchange Opening Expert Reports	July 10, 2020
Exchange Rebuttal Expert Reports	July 24, 2020
Deadline to Complete ADR	August 20, 2020
Close of Expert and Fact Discovery	August 20, 2020
Dispositive Motion Hearing Deadline	Oct. 1, 2020, at 2:00 p.m.
Pretrial Conference	Oct. 27, 2020, at 3:00 p.m.
Jury Trial (5 Days)	Nov. 9, 2020, at 8:30 a.m.

SO ORDERED.

Dated: 5/29/2020


HON. HAYWOOD S. GILLIAM JR.
United States District Judge